

AFFIDAVIT OF SERVICE

UNITED STATES DISTRICT COURT
District of New York

Case Number: 07-CIV-7925

Plaintiff:

BED BATH & BEYOND, INC.

vs.

Defendant:

AVIVA SPORTS, INC.

For:

Dennis Rothman

LESTER SCHWAB KATZ & DWYER, LLP

120 Broadway

New York, NY 10271-0071

Received by CHASE & TRACE, INC. on the 11th day of September, 2007 at 10:00 am to be served on **AVIVA SPORTS, INC. c/o CSC lawyers Inc. Service, 221 Bolivar St., Jefferson City, MO.**

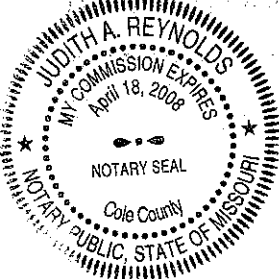
I, Rufus R. Harmon, being duly sworn, depose and say that on the **11th day of September, 2007 at 12:15 pm, I:**

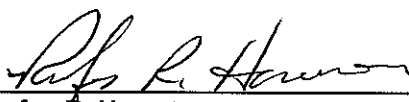
CORPORATE - REGISTERED AGENT: served by delivering a true copy of the **Summons and Compliant** with the date and hour of service endorsed thereon by me, to: **Lauren Shipley as Registered Agent for AVIVA SPORTS, INC. c/o CSC lawyers Inc. Service**, and informed said person of the contents therein, in compliance with state statutes.

I certify that I am over the age of 18, competent, have no interest nor will benefit in the above action, and in good standing in the judicial circuit in which the process was served.

Subscribed and Sworn to before me on the 11th day of September, 2007 by the affiant who is personally known to me.


NOTARY PUBLIC




Rufus R. Harmon
Process Server

CHASE & TRACE, INC.
D/B/A Harmon Legal Process Service
P.O. Box 1794
Jefferson City, MO 65102-1794
(573) 635-6690
Our Job Serial Number: 2007001300

SAO 440 (Rev. 8/01) Summons in a Civil Action

JUDGE COTE UNITED STATES DISTRICT COURT

Southern

District of

New York

BED BATH & BEYOND INC.,
Plaintiff,

SUMMONS IN A CIVIL ACTION

V.
AVIVA SPORTS, INC.,
Defendant.

CASE NUMBER:
07 CIV 7925

TO: (Name and address of Defendant)

AVIVA SPORTS, INC.
4059 State Road A
Montreal, Missouri 65591

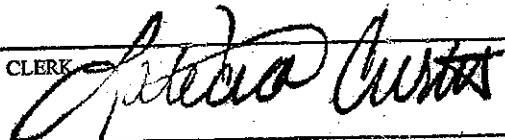
YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Dennis M. Rothman
LESTER SCHWAB KATZ & DWYER, LLP
120 Broadway
New York, NY 10271
212 964-6611

an answer to the complaint which is served on you with this summons, within twenty (20) days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

CLERK



(By) DEPUTY CLERK

DATE

SEP 10 2007